

ORDINANCE NO. 1661

AN ORDINANCE OF THE CITY OF MILWAUKIE, OREGON AMENDING CHAPTER 3.08 OF THE MILWAUKIE MUNICIPAL CODE ESTABLISHING A LOW INCOME LOAN PROGRAM FOR LOCAL IMPROVEMENT DISTRICT ASSESSMENTS.

WHEREAS, the City Council recognizes there are many households that are unable to pay for water, sewer and other infrastructure improvements and,

WHEREAS, these improvements are in many cases a health and safety issue and,

WHEREAS, the City Council would like to assist those households who are unable to pay for improvements in the short term.

THE CITY OF MILWAUKIE DOES ORDAIN AS FOLLOWS:

Section 1. The City Council adds to Chapter 3.08 of the Milwaukie Municipal Code section 3.08.125 Low Income Loan Program.

Section 2. Loan Programs Defined.

A. Loan Program. Low income property owners unable to pay for water, sewer and other infrastructure improvements may apply for a program to extend the payment terms of their assessments. Depending upon eligibility, a property owner may apply for the longer term installment payment program or the low interest long-term program.

B. Longer term installment payments. This loan program is designed for those low income properties that need a longer period of time to pay for their assessment. This program will be divided into two terms; a twenty year and a thirty year. Commercial establishments may only be eligible for the twenty year program. This program is dependent upon city bond financing. Participants must not exceed the low income level adopted by resolution of the city council.

C. Low interest long term program. This loan program is designed for those participants that meet the low income levels adopted by resolution of the city council for low interest long term repayment of assessment. Commercial establishments are not eligible for this loan program. This program is solely dependent upon availability of city funds. In addition to the application eligibility requirements, the full assessment plus interest is due and payable upon the sale or change in use of the property or the death of the applicant.

D. Application--Eligibility.

1. To the extent that city bond financing is available and the requirements of this ordinance are met, an assessed property owner may make application to obtain a

longer loan payment program for local improvement district infrastructure assessments.

2. To be eligible for the loan payment program:

- a. The property must meet the requirements of ORS 223 for improvement financing.
- b. The property involved must be occupied and used by the applicant as his or her principal residence, or in the case of a commercial establishment must be occupied and used by the applicant for business purposes.
- c. No other city assessments or accounts may be in arrears on the property.
- d. The income of the family or commercial establishment, of which the applicant is a member, shall not exceed the income level adopted by resolution of the city council.
- e. "Family" means one person or two or more persons related by blood, marriage, legal adoption or guardianship; or a group of not more than five persons, all or part of whom are not related by blood, marriage, legal adoption or guardianship, living together as a simple housekeeping and economic unit in the dwelling occupying the property for which the low income loan payment program is applied for.
- f. The applicant shall file an application to obtain the low income loan payment with the city finance director prior to qualifying for the program.
- g. Proof of total household income must be given to the city finance director prior to qualifying for the program and annually updated after approval.

Section 3. The City Council adds to Chapter 3.08.120 the following: City sponsored loan programs are available as provided in Section 3.08.125.

Read the first time on July 18 , 1989, and moved to second reading by 5-0 vote of the City Council.

Read the second time and adopted by the City Council on July 18, 1989.

Signed by the Mayor on August 1, 1989.

Roger A. Hall  
Roger A. Hall, Mayor

ATTEST:

Jerri L. Widner  
Jerri L. Widner, City Recorder

Approved as to Form:

Timothy V. Ramis For  
Timothy V. Ramis, City Attorney